

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

FILED  
CHARLOTTE, N. C.

DEC 19 2005  
U. S. DISTRICT COURT  
W. DIST. OF N. C.

W. WELLS VAN PELT, JR., )  
v. )  
Plaintiff, )  
UBS FINANCIAL SERVICES INC., )  
Defendant. )

Case No.:  
05CV447-K

**DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION  
FOR CONFIRMATION OF ARBITRATION AWARD**

Defendant UBS Financial Services Inc. ("UBS"), in opposition to plaintiff's Motion for Confirmation of Arbitration Award, incorporates by reference as if set forth in full herein (1) UBS' Answer and the affirmative defenses contained therein; (2) the grounds set forth in UBS' Motion to Vacate; and (3) UBS' memorandum of law with exhibits, which will be filed in further support of its Motion to Vacate.

**WHEREFORE**, defendant UBS Financial Services Inc. prays that this Court will deny plaintiff's Motion for Confirmation of Arbitration Award.

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing document was this date served upon all known counsel of record by placing a copy of the same in the United States Mail, postage prepaid, and sent to their last known address as follows:

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Charlotte, North Carolina, this 19<sup>th</sup> day of December, 2005.

Will O. Hutchinson  
William O. L. Hutchinson